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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

MONROE DIVISION

JESSIE MARTIN
LA. DOC #121245

CIVIL ACTION NO. 09-1411

VERSUS

SECTION P

JUDGE ROBERT G. JAMES

WARDEN JERRY GOODWIN

MAG. JUDGE KAREN L. HAYES

J U D G M E N T

For the reasons stated in the Report and Recommendation and the Supplemental Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by petitioner, and having determined that the findings and recommendation are correct under the applicable law,

IT IS ORDERED that Petitioner's second and successive Application for Writ of *Habeas Corpus* be transferred to the United States Fifth Circuit Court of Appeals in accordance with 28 U.S.C. § 2244(b)(3) for further proceedings by that Court.

MONROE, LOUISIANA, this 1 day of December 2009.

[Signature of Robert G. James]

ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE